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Word Mark LEARNING FOR LIFE OFFICIAL DISTRIBUTOR EST. 1991

Goods and Services IC 016. US 002 005 022 023 029 037 038 050. G & S: DECALS. FIRST USE: 20011001. FIRST USE IN COMMERCE: 20011001

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code 02.05.02 - Children depicted in silhouettes or profiles of children; Silhouettes of children
07.03.01 - Skyscrapers
07.03.25 - Aquariums (buildings); Convention hall; Hospitals; Libraries, public libraries; Schools; Wash, car (commercial)
07.11.09 - Brick walls; Fences (including barbed wire and chain link); Garden equipment, fencing; Gates; Walls
26.01.20 - Circles within a circle

Serial Number 76321478

Filing Date October 4, 2001

Current Filing Basis 1A

Original Filing Basis 1B

Published for Opposition July 9, 2002

Registration Number 2835007

Registration Date April 20, 2004

Owner (REGISTRANT) Learning For Life, Inc. NON-PROFIT CORPORATION D.C. 1325 West Walnut Hill Lane P.O. Box 152079 Irving TEXAS 750152079

Attorney of Record Richard C. Woodbridge

Prior Registrations 1745316

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "EST. 1991" or "OFFICIAL DISTRIBUTOR" APART FROM THE MARK AS SHOWN

Description of Mark The mark consists of the wording "Learning for Life Official Distributor Est. 1991" and the design of students in front of a learning institute.

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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LEARNING FOR LIFE

Word Mark

LEARNING FOR LIFE

Goods and Services

IC 016. US 002 005 022 023 029 037 038 050. G & S: Books for educational use in the fields of character development, self esteem, ethical values, social skills, life skills, academic skills, good citizenship, and physical fitness; and ancillary printed materials, namely, posters, charts, certificates and stickers. FIRST USE: 19910000. FIRST USE IN COMMERCE: 19910000

Standard Characters Claimed

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Serial Number

78914591

Filing Date

June 22, 2006

Current Filing Basis

1A

Original Filing Basis

1A

Published for Opposition

February 13, 2007

Registration Number

3237004

Registration Date

May 1, 2007

Owner

(REGISTRANT) Learning For Life, Inc. NON-PROFIT CORPORATION D.C. 1325 W. Walnut Hill Ln. P.O. Box 152079 Irving TEXAS 750152079

Attorney of Record

Richard C. Woodbridge, Esq.

Prior Registrations

1745316;2835007

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead
Indicator

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EXHIBIT B



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Please logout when you are done to release system resources allocated for you.

Record 1 out of 1[TARR Status](#) [ASSIGN Status](#) [TDR](#) [TTAB Status](#) (Use the "Back" button of the Internet Browser to return to TESS)**LEARNING FOR LIFE****Word Mark** LEARNING FOR LIFE**Goods and Services** IC 035. US 100 101 102. G & S: DISTRIBUTORSHIP SERVICES IN THE FIELD OF BOOKS FOR EDUCATIONAL USE AND RELATED PRINTED MATERIALS. FIRST USE: 19990000. FIRST USE IN COMMERCE: 19990000**Standard Characters Claimed****Mark Drawing Code** (4) STANDARD CHARACTER MARK**Serial Number** 77197854**Filing Date** June 5, 2007**Current Filing Basis** 1A**Original Filing Basis** 1A**Owner** (APPLICANT) Learning for Life, Inc. NON-PROFIT CORPORATION D.C. P.O. Box 152079 1325 W. Walnut Hill Lane Irving TEXAS 750152079**Attorney of Record** Lisa B. Lane**Prior Registrations** 1745316;3237004**Type of Mark** SERVICE MARK**Register** PRINCIPAL**Live/Dead Indicator** LIVE[TESS HOME](#) [NEW USER](#) [STRUCTURED](#) [FREE FORM](#) [BROWSE DICTIONARY](#) [SEARCH OG](#) [TOP](#) [HELP](#)[HOME](#) | [SITE INDEX](#) | [SEARCH](#) | [eBUSINESS](#) | [HELP](#) | [PRIVACY POLICY](#)

EXHIBIT C

 *** TX REPORT ***

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 MARK D. SIMPSON
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 GREGORY S. BERNABEO

CHARLES H. LINDROOTH
 MARTIN F. SAVITZKY
 OF COUNSEL

PAUL SYNNESTVEDT (1897-1950)
 HARVEY LECHNER (1909-1954)



SYNNESTVEDT & LECHNER LLP

Intellectual Property Law

July 29, 2006

GENE J. YAO
 MARILOU E. WATSON
 JIMMIE D. JOHNSON
 JOSEPH D. ROSSI
 *COZETTE M. McAVOY
 MARC S. SEGAL
 JONATHAN M. DERMOTT, PH.D.

PETER D. MLYNEK, PH.D.
 JOHN R. BRANCOLINI
 PATENT AGENTS

*ADMITTED ONLY IN NY

James M. Bagarazzi, Esquire
 Dority & Manning, P.A.
 One Liberty Square
 55 Beattie Place, Suite 1600
 Greenville, SC 29601

Fax of 4 pages to 864-233-7342

RE: Learning for Life, Inc. v. Bob Jones University, Inc.
 Opposition No. 91167163
S&L File No. L32018

Dear Jim:

Thank you for your letter dated July 21, 2006 with your expert's report (received here on July 26, 2006). As I noted previously, we have had difficulty with our schedules. We are attempting to provide suitable dates for the deposition of Ms. Pendelton between the second and fourth weeks of August, and should have the dates to you early next week. We have served to you a Fed. R. Civ. P. 30(b)(6) notice of deposition which sets forth a start date for taking a 30(b)(6) deposition of BJU. I would like to coordinate our deposition with your deposition to minimize travel, assuming that both will be conducted in South Carolina.

We expect to be able to provide the three additional items you requested to you some time next week.

ALEXIS BARRON
JOSEPH F. POSILICO
BRYNA S. SILVER
GARY A. HECHT
THEODORE NACCARELLA
LISA B. LANE
STEPHEN J. DRISCOLL
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We expect to be able to provide the three additional items you requested to you some time next week.

Your expert's report was delivered to us on July 26, 2006. We expect to be noticing discovery on this shortly.

Please let me know if BJU is interested in a stipulation to make the discovery of record, e.g., the documents obtained through document requests, with a suitable reserve of rights to challenge any stipulated matter.

We recently obtained an advertisement that displays your client's Learning For Life mark, but which was not produced to us in response to discovery requests. We note that it is a little different from the documents you provided, e.g., the registered

SYNNESTVEDT & LECHNER LLP

James M. Bagarazzi, Esq.
July 29, 2006
Page 2

trademark notice ® is used with the mark. A copy of the magazine cover and an advertisement from the magazine is attached. We intend to inquire about this in our upcoming deposition.

Finally, in your previous e-mail, you noted that your client does not wish to extend the opposition schedule. Nevertheless, due to our present schedule, we intend to move for a 30 day extension of time. Please let me know if you will consent to the extension or will oppose so that we can notify the Board either way.

Very truly yours,


Gary A Hecht

GAH/sve

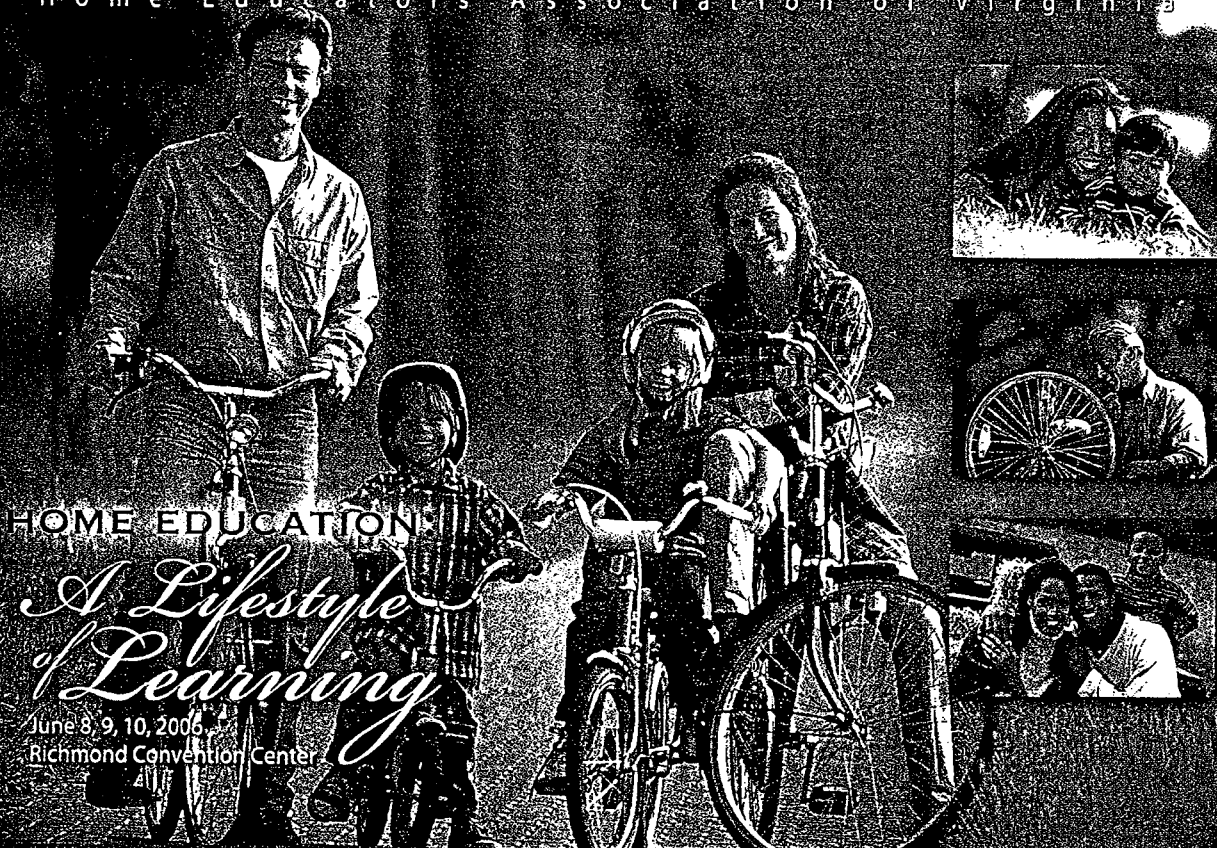
Enclosure

S:\B\BOY SCOUTS OF AMERICA\Litigation\L32018\Correspondence\2006-07-28 Ltr to Bagarazzi re Interrogatories.doc

The Virginia Home Educator

Home Educators Association of Virginia News Magazine

Home Educators Association of Virginia



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EXHIBIT D

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Tyson

Mailed: October 25, 2006

Opposition No. 91167163

Learning For Life, Inc.

v.

BOB JONES UNIVERSITY, INC.

On October 6, 2006, applicant filed an abandonment of its application Serial No. 76416682.

Trademark Rule 2.135 provides that if, in an inter partes proceeding, the applicant files an abandonment without the written consent of every adverse party to the proceeding, judgment shall be entered against applicant.

In view thereof, and because opposer's written consent to the abandonment is not of record, judgment is hereby entered against applicant, the opposition is sustained and registration to applicant is refused.

*By the Trademark Trial
and Appeal Board*

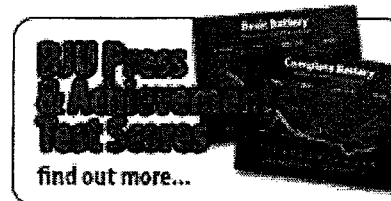
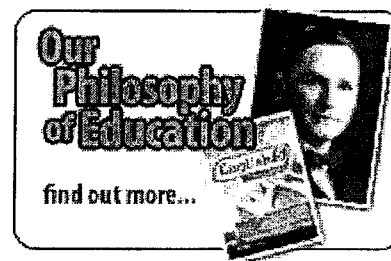
EXHIBIT E



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ORIGINAL

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

I. (a) PLAINTIFFS

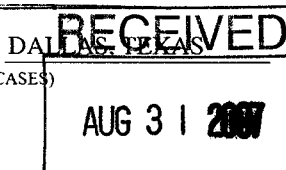
LEARNING FOR LIFE, INC.

DEFENDANTS

BOB JONES UNIVERSITY, INC.

(b) County of Residence of First Listed Plaintiff

(EXCEPT IN U.S. PLAINTIFF CASES)



County of Residence of First Listed Defendant

GREENVILLE, SC

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE LAND INVOLVED.

(c) Attorney's (Firm Name, Address, and Telephone Number)

James M. McCown, 15851 Dallas Parkway, Suite 800, Richardson, TX 75081

Attorneys (If Known)

CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS

307 - CV1491 - N

II. BASIS OF JURISDICTION

(Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
- ☒ 3 Federal Question (U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant
- ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES

(Place an "X" in One Box for Plaintiff and One Box for Defendant)

(For Diversity Cases Only)

- | | PTF | DEF | | PTF | DEF |
|-----------------------------------------|----------------------------|----------------------------|---------------------------------------------------------------|----------------------------|----------------------------|
| Citizen of This State | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT

(Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury PERSONAL INJURY <input type="checkbox"/> 362 Personal Injury - Med. Malpractice <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs. <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input checked="" type="checkbox"/> 840 Trademark	<input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 440 Other Civil Rights	PRISONER PETITIONS <input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus: <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition	LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act	SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609

V. ORIGIN

(Place an "X" in One Box Only)

- ☒ 1 Original Proceeding
- ☐ 2 Removed from State Court
- ☐ 3 Remanded from Appellate Court
- ☐ 4 Reinstated or Reopened
- ☐ 5 Transferred from another district (specify)
- ☐ 6 Multidistrict Litigation
- ☐ 7 Appeal to District Judge from Magistrate Judgment

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

15 U.S.C. section 1114

Brief description of cause:

TRADEMARK INFRINGEMENT

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: ☒ Yes ☐ No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE n/a

DOCKET NUMBER

DATE

8/31/2007

SIGNATURE OF ATTORNEY OF RECORD

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE